THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.22899 of 2006

Between:

Syed Munna @ Munwar.

.. PETITIONER

and

The Commissioner of Police,
Guntur and another.

..
RESPONDENTS

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ORDER:

The petitioner seeks to issue a Writ of Mandamus to direct the respondents to delete the name of the petitioner from the list of Rowdy Sheet opened against him.

A counter has been filed by the 2nd respondent stating that a rowdy sheet has been opened against the petitioner on 15-11-1991 upon the instructions of the Sub-Divisional Police Officer, Guntur, as he was involved in several cases.

It is further stated that he was involved in Cr.No.181 of 1991 for the offences under Sections 143 and 427 IPC; Cr.No.40 of 1994 for the offence under Section 324 read with 34 IPC; Cr.No.75 of 1994 for the offences under Sections 147, 148, 307 and 302 read with 149 IPC and Sections 3 and 4 of Explosives Act of Lalapet Police Station. But, subsequently, they were ended in acquittal.

It is further stated that three bound over proceedings have been initiated against the petitioner for the offence under Section 107 Cr.P.C. in M.C.Nos.89 of 98, 308 of 98 and 23 of 99; one bound over proceeding has been initiated against the petitioner for the offence under Section 110 Cr.P.C. in M.C.No.48 of 2000; and one bound over proceeding has been initiated against the petitioner for the offence under Section 41(1) Cr.P.C. for good behaviour in M.C.No.62 of 2005.

It is further stated that the petitioner is doing old iron business in the Guntur Town and eking out his livelihood and residing at Dodlabazar, Lalapet, Guntur, and he is young and active rowdy sheeter. The petitioner and the relatives of the deceased Mr.Shaik Usman were at logger heads and the petitioner along with his associates were waiting for an opportunity to take revenge against the relatives of the deceased Shaik

Osman in Cr.No.75 of 94. His movements are to be kept under close watch. If the movements of the petitioner are not watched closely, there is every likelihood that the petitioner may commit illegal activities, which may create law and order problem.

I am of the opinion that once the rowdy sheet was opened, it cannot continue for a long time and the Authorities shall review the case of each and every rowdy sheeter and take decision by the end of every year, where the rowdy sheets are pending, whether to continue or discontinue.

As the counter is silent about review of rowdy sheets, I am of the opinion that it is just and proper to direct the respondents to review the rowdy sheet of the petitioner.

Accordingly, the writ petition is disposed of directing the respondents to review the rowdy sheet of the petitioner and pass appropriate orders, in accordance with law, within a period of four weeks from the date of receipt of a copy of this order. There shall be no order as to costs.

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08-03-2007

Note:
Issue C.C. in two days
(B/o)
Prv